

AN ORDINANCE approving the awarding of Reference #971 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and BONDED CHEMICALS, INC. for the Three Rivers Filtration Plant.

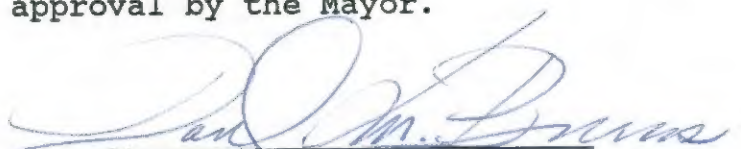
NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #971 between the City of Fort Wayne, by and through its Department of Purchasing and BONDED CHEMICALS, INC. for the Three Rivers Filtration Plant, respectfully for:

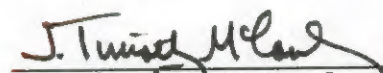
the purchase and delivery of soda ash for the Three Rivers Filtration Plant;

involving a total cost of Forty-Eight Thousand Two Hundred Forty and no/100+/- Dollars (\$48,240.00+/-), all as more particularly set forth in said Reference #971 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.


Councilmember

APPROVED AS TO FORM
AND LEGALITY


J. Timothy McCaulay, City Attorney

REF. NO.:	971
DEPT.:	FILTRATION PL
DATE:	11/28/90
ITEM/SERV.:	SODA ASH

PURCHASING INFORMATION

ADVERTISED BID:	YES
DATES ADVERTISED:	10/15/90 & 10/27/90
OPENING DATE:	11/15/90
WRITTEN QUOTE:	
DUE DATE:	
VERBAL QUOTE:	
SINGLE SOURCE:	

NO. OF VENDORS NOTIFIED:	17
NO. OF VENDORS RECEIVING BID:	10
NO. OF VENDORS RETURNING BID:	5
NO. OF VENDORS DISQUALIFIED:	0
NO. OF VENDORS NOT RESPONDING:	12
DATE SENT TO DEPT FOR RECOMM.:	11/15/90
DATE RECOMMENDATION REC'D IN PURCH:	11/26/90

COUNCIL INFORMATION	DATES SENT	EXTENSION DATES
DATE INFO SENT TO LAW DEPT.:	11/27/90	
INTRODUCTION DATE:	12/11/90	
DISCUSSION DATE:	12/18/90	
PASSAGE DATE:	12/18/90	
ORDINANCE NO.:		

REFERENCE NO. 971
SODA ASH
FILTRATION PLANT

DESCRIPTION	QTY	ULRICH CHEMICAL		GENERAL CHEMICAL		H V C INC.		BONDED CHEMICAL	
PRODUCT PER TON	300	\$93.00	\$27,900.00	\$97.00	\$29,100.00	\$93.00	\$27,900.00	\$98.00	\$29,400.00
FRGHT TRUCK TON	300	\$72.75	\$21,825.00	\$70.94	\$21,282.00	\$71.96	\$21,588.00	\$61.96	\$18,588.00
SURCHARGE	300	N/A	\$0.00	N/A	\$0.00	N/A	\$0.00	\$0.84	\$252.00
DEMURRAGE		N/B	\$0.00	N/A	\$0.00	N/B	\$0.00	N/A	\$0.00
FRGHT RAIL TON	300	N/B	\$0.00	\$48.67	\$14,601.00	N/B	\$0.00	\$46.70	\$14,010.00
DEMURRAGE		N/B	\$0.00	N/A	\$0.00	N/B	\$0.00	\$50.00	\$0.00

DELIVERY TIME ARO	3-5 DAYS	2-3 DAYS	2-3 DAYS	2-3 DAYS
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TTL PROD+TRCK FRGHT +SURCHARGE=	\$49,725.00	\$50,382.00	\$49,488.00	\$48,240.00
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DESCRIPTION	GERIG TRUCK
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COST TON PRODUCT	N/B	
FRGHT COST TRUCK	SEE BELOW	
DEMURRAGE	\$30.00	PER HOUR FOR LOADING TIME IN
FRGHT COST RAIL	N/B	EXCESS OF 2 HOURS AFTER ARRIVAL
DEMURRAGE	N/B	

DELIVERY TIME ARO	1 DAY
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LOCAL AREA 25 MILE	\$48.00	PER HOUR (PORTAL-TO-PORTAL)
CHICAGO AREA	\$17.50	PER TON
DETROIT AREA	\$17.50	PER TON
LIMA OHIO AREA	\$11.00	PER TON
INDIANAPOLIS IN AREA	\$16.00	PER TON
CINCINNATI AREA	\$19.50	PER TON
ERLANDER KY AREA	\$21.00	PER TON

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 11-15-90 @ 11:00 AM BID REFERENCE # 971

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED-PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR SODA ASH REQUIREMENTS FOR 1991

AND REQUESTED BY THREE RIVERS FILTRATION PLANT

THIS BID REQUIRES XXXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: NET % IF PAID WITHIN 30 DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME BONDED CHEMICALS, INC.

STREET ADDRESS 200 S. JACKSON ST., P.O. BOX 1870

CITY LIMA OHIO PHONE # 1 (419) 227-1816

BY Paul W. Cochran

REPRESENTATIVE SIGNATURE
PAUL W. COCHRAN, GENERAL MANAGER

COST FOR PRODUCT AND COST FOR SHIPPING MUST BE BID SEPARATELY

	COST TON PROD ONLY	FRGHT TRUCK	COST TON DEMURRAGE	FRGHT RAIL	COST TON DEMURRAGE	DEL.TIM ARO
SODA ASH EST 300 TON	\$ 98.00	\$ 61.96*	\$ N/A	\$ 46.70	\$ 50.00/DAY	2 - 3 DAY
TOTAL FOR 300 TON:	\$ 43,410.00					

*
\$ \$.84/Ton fuel surcharge is applicable. This surcharge may increase or be deleted depending on market conditions.

TERM OF AGREEMENT: FROM TIME OF AWARD THRU DECEMBER 31, 1991

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: November 14, 1990

1. Governmental Unit: CITY OF FORT WAYNE

2. County: ALLEN

3. Bidder (Firm): BONDED CHEMICALS, INC.
Address: 200 S. JACKSON ST.,
City/State: LIMA, OHIO 45804

4. Telephone Number: 1 (419) 227-1816

5. Agent of Bidder (if applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to CITY OF FORT WAYNE (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Paul W. Cochran
Signature of Bidder or Agent

PAUL W. COCHRAN, GENERAL MANAGER

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

OHIO
STATE OF ~~INDIANA~~
ALLEN COUNTY) ss:

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

BONDED CHEMICALS, INC.

Bidder (Firm)

Paul W. Cochran
Signature of Bidder or Agent

Subscribed and sworn to before me this 14th day of November, 19 90

My Commission Expires: March 20, 1995

County of Residence: Allen County, Ohio

Laura R. Widener
Notary Public
Laura R. Widener

Notary Public Printed Name

ACCEPTANCE

There now being sufficient unbudgeted appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members:

Date: _____



FIDELITY AND GUARANTY INSURANCE COMPANY

BID BOND

BOND NUMBER.....

KNOW ALL MEN BY THESE PRESENTS:

THAT BONDED CHEMICALS, INC.

of LIMA, OHIO

....., as Principal, and FIDELITY AND GUARANTY
INSURANCE COMPANY, an Iowa corporation, as Surety, are held and firmly bound unto.....

CITY OF FORT WAYNE, INDIANA

as Obligee, in the full and just sum of TWO THOUSAND ONE HUNDRED SEVENTY AND 50/100-----

----- Dollars,

lawful money of the United States, for the payment of which sum, well and truly to be made, we bind ourselves, our heirs, executors,
administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the said Principal is herewith submitting its proposal

SUPPLYING SODA ASH

THE CONDITION OF THIS OBLIGATION is such that if the aforesaid Principal shall be awarded the contract the said Principal will,
within the time required, enter into a formal contract and give a good and sufficient bond to secure the performance of the terms and
conditions of the contract, then this obligation to be void; otherwise the Principal and Surety will pay unto the Obligee the difference in
money between the amount of the bid of the said Principal and the amount for which the Obligee legally contracts with another party
to perform the work if the latter amount be in excess of the former, but in no event shall liability hereunder exceed the penal sum hereof.

Signed, sealed and delivered..... 11/14/90
(Date)

BONDED CHEMICALS, INC.

(SEAL)

Paul W. Cochran

(SEAL)

FIDELITY AND GUARANTY INSURANCE COMPANY

Karson A. Sutherland

Attorney-in-fact

TO: CITY ATTORNEY
FROM: DEPARTMENT OF PURCHASES
APPROVED BY: Gloria J. Goeglein
GLORIA J. GOEGLEIN
DATE: NOVEMBER 28, 1990
SUBJECT: AWARD OF REFERENCE NO. 971

FILE # ASSIGNED BY RECORDS LIBRARIAN

ACTION REQUESTED:

Please prepare an ordinance to be introduced in City Council on December 11, 1990, approving the award of Ref. No. 971 for the purchase and delivery of soda ash for the Three Rivers Filtration Plant. The cost reflects the lowest and most responsive of five (5) vendors and should be awarded to Bonded Chemical in the amount of \$48240.00+/-. This will be assigned a price agreement upon Councilmanic Approval.

Read the first time in full and on motion by Burns, seconded by Edwards, and duly adopted, read the second time in full and referred to the Committee on City of Fort Wayne (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 12-11-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns, seconded by Edwards, and duly adopted, placed on its passage. PASSED ~~lost~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>7</u>			<u>2</u>
BRADBURY	<u>✓</u>			
BURNS	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA				
HENRY	<u>✓</u>			<u>✓</u>
LONG				
REDD	<u>✓</u>			<u>✓</u>
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 12-18-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. J-330-90 on the 18th day of December, 1990,

Sandra E. Kennedy ATTEST
SANDRA E. KENNEDY, CITY CLERK

SEAL
Charles S. Redd
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 18th day of December, 1990 at the hour of 2:00 o'clock _____ M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 19th day of December, 1990, at the hour of 4:10 o'clock _____ M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

BILL NO. S-90-12-13

REPORT OF THE COMMITTEE ON CITY UTILITIES

PAUL M. BURNS, CHAIRMAN
MARK E. GIAQUINTA, VICE CHAIRMAN
HENRY, LONG, TALARICO

4 bills

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the awarding
of Reference #971 by the City of Fort Wayne, Indiana, by and
through its Department of Purchasing and BONDED CHEMICALS, INC.
for the Three Rivers Filtration Plant

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

<i>Paul M. Burns</i>			
<i>Mark E. Giaquinta</i>			
<i>Henry Long Talarico</i>			

DATED: *12-18-90*

Sandra E. Kennedy
City Clerk

DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Ref. No. 971 for the purchase and delivery of soda ash for the Filtration Plant. The cost reflects the lowest and most responsive of five (5) vendors.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:
N/A

EFFECT OF PASSAGE: 1991 bid for soda ash for use in the purification of water for the City of Fort Wayne.

IF REPLACEMENT, WHAT NECESSITATES:
N/A

S-90-12-12

EFFECT OF NON-PASSAGE: The quality of the municipal water supply would deteriorate for the citizens of Fort Wayne.

PRIOR APPROVAL REQUESTED: N/A

MONIES INVOLVED: Bonded Chemical \$48,240.00 +/-

PRICE AGREEMENT: Yes

PURCHASE ORDER:

SOURCE OF FUNDING: Filtration P1 513-523-W154-4252

PRIOR APPROVAL:
(IF APPLICABLE)

DATE: